



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------------------------|---|--------------------------|
| In re Application of: |) | |
| Joseph C. Salamone et al. |) | Examiner: K. M. Thornton |
| |) | |
| Serial No.: 09/738,808 |) | |
| |) | Group No.: 1744 |
| Filed: December 15, 2000 |) | |
| |) | Docket No: P02389 |
| Title: PREVENTION OF PRESERVATIVE |) | |
| UPTAKE INTO BIOMATERIALS |) | |

BEST AVAILABLE COPY

PETITION FOR EXTENSION OF TIME

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FEB 19 2004

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Honorable Sir:

Applicant herein respectfully requests in this Petition a three (3) month extension of time as set forth in 37 CFR 1.136(a), from November 15, 2003 to February 15, 2004, within which to submit an Appeal Brief in support of the Notice of Appeal filed on or after September 15, 2003 regarding the above-identified application.

Please charge the required non-small entity one month extension fee as set forth in 37 CFR 1.17(a)(3) as well as any additional required fee to deposit account 02-1425. Triplicate copies of this Petition are submitted herewith for billing purposes.

Should you have any questions regarding this communication, please feel free to contact me at (636) 226-3340.

Respectfully submitted,

Rita D. Vacca
Reg. No.: 33,624

Bausch & Lomb, Inc.
One Bausch & Lomb Place
Rochester, New York 14604-2701

02/11/2004 SSESHE1 00000064 021425 09738808

02 FC:1253 950.00 DA

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)Applicant(s): **JOSEPH C. SALAMONE ET AL.**

Docket No.

P02389

Serial No.

09/738,808

Filing Date

DECEMBER 15, 2000

Examiner

K. M. THORNTON

Group Art Unit

1744Invention: **PREVENTION OF PRESERVATIVE UPTAKE INTO BIOMATERIALS****FEB 09 2004****RECEIVED**
FEB 19 2004I hereby certify that this **PETITION FOR EXTENSION OF TIME***(Identify type of correspondence)*

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

FEBRUARY 6, 2004*(Date)***RITA D. VACCA***(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***POST MAILABLE****Note: Each paper must have its own certificate of mailing.**